

5/027/074



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
FILLMORE FIELD OFFICE
35 East 500 North
Fillmore, UT 84631



In Reply Refer to:
3800
(U-010)
UTU-075884
UTU-078275

September 10, 2003

CERTIFIED MAIL #7002 3150 0004 1702 0372
RETURN RECEIPT REQUESTED

LARRY MCCURDY
PRESIDENT
UNIQUE MINERALS INC.
18458 WEST CARTER CIRCLE
CEDAR VALLEY UT 84103

Dear Mr. McCurdy:

Thank you for calling on September 9, 2003 to request an extension of time to submit the financial guarantee for your operation located in Section 24, T. 17 S., R. 13 W. As you requested, we will allow another 15 days from the receipt of this letter for you to submit the bond.

We are enclosing a letter we sent yesterday to Cambrillic Natural Stone approving a Plan of Operations to mine building stone in the Spectrum Quarry. Although we are still of the opinion that the stone in question is a common variety material, and we are aware that Unique Minerals is a party to an August 29, 2000 Interior Board of Land Appeals (IBLA) Order staying the pending sale of building stone from the site; we believe that allowing the Plan of Operations to go forward until such time as the mineral report is completed or the IBLA makes a ruling will not jeopardize the pending rock sale nor the United States Government's right to compensation for common variety minerals. We've come to that decision due to the large quantity of rock at the quarry and in the general vicinity, and the mandate of § 3809.101 requiring that the operator establish an escrow account for the value of the stone mined.

RECEIVED

SEP 12 2003

DIV. OF OIL, GAS & MINING

If you do not agree with and are adversely affected by the decision to approve the Plan of Operations, in accordance with § 3809.800, you may request that the Utah BLM State Director review this decision. If you request a State Director review, the request must be received in the Utah BLM State Office, P.O. Box 45155, Salt Lake City, Utah 84145-0155, no later than 30 calendar days after you receive this decision. A copy of the request must also be sent to this office. The request must be in accordance with the provisions provided in § 3809.805. If a State Director review is requested, this decision will remain in effect while the State Director review is pending, unless a stay is granted by the State Director. Standards for obtaining a stay are given below. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

If the State Director does not make a decision regarding your request for review of this decision within 21 days of BLM's receipt of the request, you should consider the request declined and you may appeal this decision to the IBLA. You may contact the Utah BLM State Office to determine when BLM receives the request for State Director Review. You have 30 days from the end of the 21-day period in which to file your notice of appeal with the IBLA (see procedures below).

If you wish to bypass a State Director review, this decision may be appealed directly to the IBLA in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office at 35 East 500 North, Fillmore, UT, 84631 within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulations § 4.21 for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the IBLA, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of this notice of appeal and petition for a stay must also be submitted to each party named in the decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see § 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

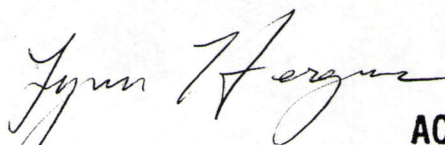
Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

1. The relative harm to the parties if the stay is granted or denied,
2. The likelihood of the appellant's success on the merits,
3. The likelihood of immediate and irreparable harm if the stay is not granted, and
4. Whether the public interest favors granting the stay.

If you have any questions, please feel free to contact Sheri Wysong at (435) 743-3124.

Sincerely,



ACTING

Rex Rowley
Field Office Manager

Enclosure

September 9, 2003 Acceptance Letter
Form 1842-1

cc: Tom Munson, UDOGM (S/027/074)

Opie Abeyta, UT-924

Ron Teseneer, WO-320

Jason Stone, 7458 Deery St., Harrisburg, PA 17111

Barry Kandel, 1003 Whipoorwill Dr., Clarks Summit, PA
18411-9671

Terry Murray, 2950 Autumn Dr., Eagle Mountain, UT 84043-
3220

Clair Rogers, 13480 S 2200 W, Riverton, UT 84065

Neldon Adair, 2081 W 13180 S, Riverton, UT 84065

Terry Cook, 885 S Oak Dr., Woodland Hills, UT 84653

Dick Stone, 7458 Derry Street, Harrisburg, PA 17111